

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

SHANE VICTOR CURLEY,

Plaintiff,

Case No. 1:11-cv-1029

v.

HON. JANET T. NEFF

UNKNOWN PARTY #1, et al.,

Defendants.

ORDER APPROVING REPORT AND RECOMMENDATION

The Court has reviewed the Report and Recommendation filed June 13, 2012 by the United States Magistrate Judge in this action. The Report and Recommendation was duly served on the parties. No objections have been filed pursuant to 28 U.S.C. § 636(b)(1)(C).

THEREFORE, IT IS ORDERED that the Report and Recommendation of the Magistrate Judge (Dkt 31) is APPROVED and ADOPTED as the opinion of the Court.

IT IS FURTHER ORDERED that Defendant Lawrence A. Stelma's Motion for Summary Judgment (Dkt 15) is **GRANTED** for the reasons stated in the Report and Recommendation.

IT IS FURTHER ORDERED that this Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal of this decision would not be taken in good faith. See *McGore v. Wigglesworth*, 114 F.3d 601, 610-11 (6th Cir. 1997), overruled on other grounds by *Jones v. Bock*, 549 U.S. 199, 206, 211-12 (2007).

Dated: July 16, 2012

/s/Janet T. Neff

JANET T. NEFF

UNITED STATES DISTRICT JUDGE